

SQUIRE CANYON COMMUNITY SERVICES DISTRICT

1 Squire Road, San Luis Obispo, California 93401

(805) 835-3163

www.squirecanyoncsd.com

AGENDA FOR BOARD OF DIRECTORS MEETING

Tuesday, January 10, 2023, 7:30 PM

Avila Beach Community Services District Office, 100 San Luis Street, Avila Beach, California

**STAFF AND PUBLIC MAY PARTICIPATE IN THIS MEETING VIA
TELECONFERENCE AND/OR ELECTRONICALLY.**

ZOOM MEETING: <https://us02web.zoom.us/j/8347246822>

Meeting ID: 815 4446 0526 Password: No Password Required

BY PHONE: 1-408-638-0968 Meeting ID: 834 724 6822

1. CALL TO ORDER:

Receive the Oath of Office from returning Director Fernando Campos

Recognize the recent passing of James Fucillo, who was appointed to the Squire Canyon Community Services District Board of Directors by the County Board of Supervisors on November 8, 2022.

2. ROLL CALL:

Board Members

Steve Fiant, President

Zack Scott, Director

Fernando Campos, Director

Elizabeth Cziraki, Director

Vacant, Director

Staff

Brad Hagemann, GM

Jeff Minnery, Legal Counsel

3. ANNOUNCEMENT OF CLOSED SESSION ITEM

A. Public Comment on closed session item

**B. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT
CODE §54956.9(d)(1):**

Existing Litigation - Nielsen v. Squire Canyon CSD

C. Return to open session and announcement regarding action taken if any.

4. **PUBLIC COMMENT:**

Any member of the public may address the Board relating to any matter within the Board of Director's jurisdiction, provided that the matter is NOT on the Board's Agenda. Presentations are limited to three (3) minutes or otherwise at the discretion of the Board President. Please note that pursuant to the Brown Act, the Board of Directors can only take action on those items specifically listed on the Agenda.

5. **CONSENT ITEMS:**

These items are approved with one motion. Directors may briefly discuss any item, or may pull any item, which is then added to the business agenda.

- A. Approval of Minutes for October 4, 2022 Board Meeting
- B. Review and Approval of Warrant Register
- C. Financial Report

6. **MANAGER'S REPORT:** Oral Report

7. **BUSINESS ITEMS:**

- A. **Election of Board President and Vice President for 2023:** The Board typically considers election of Board officers at the first meeting of the year. **Possible board action.**
- B. **Conduct the first reading of draft Ordinance No. 2023-01.** An Ordinance of the District Amending and Restating Chapter 3 of the District Code and setting a Hearing date for adoption of the Ordinance. **Possible Board Action**
- C. **Road Repair and Maintenance:** Status Report on Repair and Maintenance Projects and Board Consideration of New Projects. **Possible Board Action.**

8. **DIRECTOR/MANAGER COMMENTS:** This is the time for introduction of any items that the Directors may wish to consider for the next meeting or to ask questions of staff.

9. **ADJOURNMENT – Adjourn the meeting in memory of James Fucillo**

The next regular meeting will be held on Tuesday, April 4, 2023, at 7:30 pm at the Avila Beach Community Services District office, 100 San Luis Street, Avila Beach, California and/or via Zoom depending on the COVID-19 Governing Orders.

Squire Canyon Community Services District
Board of Directors
1 Squire Canyon
San Luis Obispo, CA 93401
(805) 227-6392
www.squirecanyoncsd.com

October 4, 2022 Regular Meeting Minutes

Please Note: The Board meets quarterly. It is the policy of the District to post draft minutes to our web site prior to the next Board Meeting to provide information regarding issues and decisions made. ****If you would like to have your copy of the agenda sent electronically (via email), please contact the District General Manager, Brad Hagemann at hagemann.associates@gmail.com and request to be added to the electronic distribution list.**

These Minutes are in draft form and subject to Board approval at their next meeting.

1. Call to Order: President Fiant called the meeting to order at 7:35 PM.

2. Roll Call: Board Members present: President Fiant, Director Cziraki, Director Campos and Director Scott
Board members absent: None. Note: Director Falerios moved at of the District and has resigned from his Director Position
Staff present: Brad Hagemann, General Manager. Chase Martin, District Counsel

3. Announcement of Closed Session: No public comments on the Closed Session Item. The Board took no reportable action on the Closed Session Item.

The Board returned to open session at approximately 7:56 PM.

4. Public Comments: The Board received public comments from two members in attendance at the meeting.

5. Consent Items:

- A. Approval of Minutes for the July 5, 2022, Regular Board meeting.
- B. Review and Approval of Warrant Register
- C. Financial Report

After some Board discussion and an opportunity for public comment, **President Fiant moved to approve the consent agenda, Director Campos seconded and motion carried unanimously 4-0.**

6. Manager's Report: GM Hagemann provided a brief oral report and suggested that the Board should consider running the payment of invoices through the County Assessor/Clerks Office. The Board directed Hagemann to look into this option and report back at a future meeting.

7. Business Items:

A. Road Repair and Maintenance: Status Report on Repair and Maintenance Projects and Board Consideration of New Projects. **The Board discussed several repair projects that had been discussed and/or approved at previous meetings. Those projects included: 1. Proposal from Hayward Construction to remove a tree and repair the road near the Moyer property, (\$29,400 for tree removal and repair and \$6,500 for pavement); 2. Installation of guardrail below Matson property (\$7,900 for labor plus the cost of the guardrail); and 3. Paving work below Matson property.**

8. Director Comments: Comments by several Directors. Director Campos recommended the Board work with legal counsel and other consultants to establish road report standards. The Directors also discussed the need to update the Purchasing Policy (Chapter 3) of the District Code. Director Fiant agreed to talk with legal counsel about these issues. By acclamation, the Directors agreed to spend up to \$2,000 on consultants to help with these items.

Adjourn

There being no further business, the meeting was adjourned at 9:15 PM. The next regular meeting of the Squire Canyon Community Services District will be held on Tuesday January 3, 2023, at 7:30 PM.

APPROVED AS TO FORM:

Steve Fiant
President, Board of Directors
Squire Canyon Community Services District

Respectfully submitted,

Brad Hagemann
General Manager/Secretary

Squire Canyon Community Services District

Warrant Register-Checking

October 5, 2022 through January 10, 2023

Date	Num	Name	Memo	Credit
1000 - Cash Summary				
1004 - Checking-Heritage Oaks				
10/31/2022			Service Charge	2.00
11/30/2022			Service Charge	2.00
12/30/2022			Service Charge	2.00
01/09/2023	877	NDIC Inc.	Invoice #30931	150.00
01/09/2023	878	CSDA	ID: 2542 2023 Membership	215.00
01/09/2023	879	Adam, Moroski, M, C & Green, LLP	Inv #s 57496 (Mar 2022); 57719 and 20 (April 2022) & 58014 (May 2022)	1,464.77
01/09/2023	880	Hagemann and Associates	General Mgr Oct, Nov and Dec 2022 Inv # 1205	1,375.00
Total 1004 - Checking-Heritage Oaks				<u>3,210.77</u>
Total 1000 - Cash Summary				<u>3,210.77</u>
TOTAL				<u><u>3,210.77</u></u>

Squire Canyon Community Services District
Balance Sheet
As of January 10, 2023

Jan 10, 23

ASSETS	
Current Assets	
Checking/Savings	
1000 · Cash Summary	
1004 · Checking-Heritage Oaks	6,561.67
1005 · Savings-Heritage Oaks	73,303.15
	<hr/>
Total 1000 · Cash Summary	79,864.82
	<hr/>
Total Checking/Savings	79,864.82
	<hr/>
Total Current Assets	79,864.82
	<hr/>
TOTAL ASSETS	79,864.82
	<hr/> <hr/>
LIABILITIES & EQUITY	
Equity	
3000 · Opening Balance Equity	38,686.94
3200 · Retained Earnings	40,503.32
Net Income	674.56
	<hr/>
Total Equity	79,864.82
	<hr/>
TOTAL LIABILITIES & EQUITY	79,864.82
	<hr/> <hr/>

Squire Canyon Community Services District
Balance Sheet by Class
As of January 10, 2023

	1-ZONE 1, INDIAN KNOB	2-ZONE 2, SQUIRE CANYON	3-ZONE 3, ADMINISTRATIVE	Unclassified	TOTAL
ASSETS					
Current Assets					
Checking/Savings					
1000 · Cash Summary	15,067.00	1,903.43	-16,162.73	5,753.97	6,561.67
1004 · Checking-Heritage Oaks	24,407.94	49,738.43	-843.22	0.00	73,303.15
1005 · Savings-Heritage Oaks					
Total 1000 · Cash Summary	39,474.94	51,641.86	-17,005.95	5,753.97	79,864.82
Total Checking/Savings	39,474.94	51,641.86	-17,005.95	5,753.97	79,864.82
Total Current Assets	39,474.94	51,641.86	-17,005.95	5,753.97	79,864.82
TOTAL ASSETS	39,474.94	51,641.86	-17,005.95	5,753.97	79,864.82
LIABILITIES & EQUITY					
Equity					
3000 · Opening Balance Equity	13,582.35	14,714.19	10,390.40	0.00	38,686.94
3200 · Retained Earnings	31,814.82	46,687.74	-43,753.21	0.00	34,749.35
Net Income	4,117.09	3,707.94	-7,150.47	0.00	674.56
Total Equity	49,514.26	65,109.87	-40,513.28	0.00	74,110.85
TOTAL LIABILITIES & EQUITY	49,514.26	65,109.87	-40,513.28	0.00	74,110.85
UNBALANCED CLASSES	-10,039.32	-13,468.01	23,507.33	5,753.97	-5,753.97

Squire Canyon Community Services District Income & Expenditures

October 5, 2022 through January 10, 2023

	1-ZONE 1, INDIAN KNOB	2-ZONE 2, SQUIRE CANYON	3-ZONE 3, ADMINISTRATIVE	TOTAL
Ordinary Income/Expense				
Income				
4000 · Income Summary				
4001 · Assessments Collected	3,863.20	4,176.44	2,401.45	10,441.09
4005 · Interest Income	0.00	0.00	9.00	9.00
Total 4000 · Income Summary	3,863.20	4,176.44	2,410.45	10,450.09
Total income	3,863.20	4,176.44	2,410.45	10,450.09
Expense				
5000 · Administrative Overhead				
5002 · Bank Service Charges	0.00	0.00	12.00	12.00
5003 · CSDA	0.00	0.00	215.00	215.00
5030 · Professional Fees				
5030.03 · Legal Services	0.00	742.98	721.79	1,464.77
5030.04 · Management	0.00	0.00	1,375.00	1,375.00
Total 5030 · Professional Fees	0.00	742.98	2,096.79	2,839.77
5035 · Web Site Expense	0.00	0.00	150.00	150.00
Total 5000 · Administrative Overhead	0.00	742.98	2,473.79	3,216.77
Total Expense	0.00	742.98	2,473.79	3,216.77
Net Ordinary Income	3,863.20	3,433.46	-63.34	7,233.32
Net Income	3,863.20	3,433.46	-63.34	7,233.32



SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY

President's Special Acknowledgement Award

The President of the Special District Risk Management Authority

Hereby gives special recognition to

Squire Canyon Community Services District

The President's Special Acknowledgement Award is to recognize members with no "paid" claims during the prior five consecutive program years in the Property/Liability Program. A "paid" claim for the purposes of this recognition represents the first payment on an open claim during that same period and excludes property claims. Congratulations on your excellent claims record!

Mike Scheafer, SDRMA Board President

October 18, 2022

Date



GM Report



12/28/22

Dear Squire Canyon Neighbors,

I hope your holidays are going well and that 2023 will prove to be an outstanding year for you!

I wanted to let you know that one of our neighborhood dogs recently died from an infectious disease called Leptospirosis. This is the first case I am aware of in a Squire Canyon dog. I am encouraging you all to get your dogs vaccinated ASAP.

Lepto is a complicated bacterial disease that is passed mainly via urine. Wildlife, dogs and rarely cats can contract it. People can also get it. Lepto causes flu-like symptoms and usually also causes kidney problems. It can cause liver and gastrointestinal signs also. If caught early it is usually easily treated with antibiotics, but if organ damage is significant the disease can kill both people and our pets.

Leptospirosis exists in a number of forms – called serovars. Each serovar is a little different. Vaccines against one serovar do not protect against the others.

We generally recommend vaccination for pets that have exposure to wildlife and water – camping, backpacking, larger properties with ponds, etc. Recently we have been seeing Lepto spread within boarding facilities and other areas where dog urine may be found in a most environment. The dog I referred to above has only been in Squire Canyon and on Madonna Mountain in SLO.

There are 2 vaccine types for Lepto – one that works against 2 serovars and another that works against 4 serovars. I believe it is important to vaccinate against as many serovars as you can and strongly recommend you use the 4 serovar vaccine. There are several manufacturers who produce the 4 way vaccine and all are effective. If your dog has never been vaccinated for Lepto, you will need to start with 2 vaccines, 3 weeks apart. After that, they will need a booster every year. There is no vaccine for cats or people.

Here are some resources if you would like to learn more:

<https://www.avma.org/resources/pet-owners/petcare/leptospirosis>

<https://www.merckvetmanual.com/generalized-conditions/leptospirosis/leptospirosis-in-dogs>

<https://todaysveterinarynurse.com/infectious-disease/leptospirosis-in-dogs/>

Sincerely,

Bonnie Markoff, DVM

**162 Cross Street San Luis Obispo, CA 93401
(805)545-8212
www.animalcareclinicSLO.com**

EM Report



**California Special
Districts Association**
Districts Stronger Together

December 9, 2022

Brad Hagemann
Squire Canyon Community Services District
1 Squire Canyon Road
San Luis Obispo, CA 93401-8000

Dear Brad,

Whether the members of your Board of Directors are newly elected, re-elected or appointed, CSDA knows they need resources aid them in service to their community in the coming year. We have been the leading provider of special district resources for more than 50 years. CSDA is dedicated to the success of your district, providing supportive educational opportunities, information sharing resources and advocacy services for all district sizes and types.

CSDA is the only statewide association representing all types of special districts, and serving over 1,300 members and affiliate organizations. In keeping with our mission, we have prepared a packet of information we ask you to share with your Board members.

- One complimentary **CSDA Special District Board Member/Trustee Handbook**, full of information needed to be an effective and productive official;
- The **Special District Leadership Academy (SDLA) Conference** brochure, a comprehensive governance conference for elected/appointed Directors/Trustees coming to La Quinta in February and Sonoma in October;
- Information on the **Special District Leadership Foundation (SDLF)**, with programs recognizing excellence among special district leaders and promoting good governance. SDLF has a scholarship program with funds available to districts to attend CSDA conferences, webinars and workshops. Visit sdlf.org for additional resources and scholarship applications.

If you would like additional copies of these items, please contact CSDA Member Services and we'll be happy to provide them. We also encourage you to sign up your new Board members for the weekly CSDA eNews and legislative updates; contact us at 877.924.2732 or membership@csda.net. For additional resources and a complete calendar of educational offerings, visit our website at www.csda.net. Our Board Member Resources page bundles the resources your board officials need to support their role.

Serving on the Board of Directors/Trustees for a special district is a unique and important responsibility. Please extend our congratulations to your newly elected/appointed Board members and our thanks for their commitment to special districts. We are proud to count your district as a CSDA member.

Best regards,

Cassandra Strawn
Member Services Director

1112 I Street, Suite 200
Sacramento, CA 95814
Toll-free: 877.924.2732
t: 916.442.7887
f: 916.442.7889
csda.net



**California Special
Districts Association**
Districts Stronger Together

Resources for Your Newly Elected or Appointed Board Members

Whether the members of your agency's Board of Directors are newly elected, re-elected or appointed, they'll be looking for the resources to help them best serve their community in the coming year. The California Special Districts Association (CSDA) has been providing special districts with those resources – educational opportunities, information sharing and advocacy services – for more than 50 years. We are dedicated to the success of special districts of all types, all sizes, and from all regions of the state.

Today CSDA serves over 1,300 members and affiliate organizations. In keeping with our mission, we have enclosed some important information to share with your Board members.

- One complimentary **CSDA Special District Board Member/Trustee Handbook**, full of information needed to be an effective and productive official;
- The **Special District Leadership Academy (SDLA) Conference** brochure, a comprehensive governance conference for elected/appointed Directors/Trustees coming to La Quinta in February and Sonoma in October;
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If you would like more copies of the information we've included, or want to learn more about the other resources we offer for special district board members, please contact CSDA Member Services at 877.924.2732 or membership@csda.net. You can also visit our website at www.csda.net.

Serving on the Board of Directors/Trustees for a special district is a unique and important responsibility. Please extend our congratulations to your newly elected/appointed Board members and our thanks for their commitment to special districts.

Best regards,

Cassandra Strawn
Member Services Director

P.S. Membership in CSDA would provide your district with a host of benefits and resources – including access to free Ethics Compliance Training. Call 877.924.2732 to find out more. Be sure to ask about our Trial Membership program!

Date: January 10, 2023

To: Board of Directors

From: Brad Hagemann, General Manager

Subject: Agenda Item # 7B: Receive the Staff Report and Consider the first reading of Ordinance No. 2023-01 Which Restates and Amends Chapter 3 of the District Code that pertains to the District's Purchase Policy and Procedures and Provide Staff Direction as Needed

Recommendation

It is recommended that your Board:

1. Consider the first reading of Ordinance No. 2023-01; receive any public comment; and schedule a Hearing to adopt the Ordinance No. 2023-01 for April 4, 2023
2. Discuss and provide direction to staff as needed.

Discussion

The passage of Assembly Bill No. 1666, Chapter 1054, Statutes of 1983, added Chapter 2, commencing with Section 22000, to Part 3 of Division 2 of the Public Contract Code (the "Code"), known as the California Uniform Public Construction Cost Accounting Act ("CUPCCAA" or "Act"), which provides for a uniform cost accounting standard for construction work performed or contracted by local public agencies. A commission to oversee and enforce provisions of the Act was established to develop the uniform public construction cost accounting procedures for implementation by local public agencies in the performance of or in the contracting for construction of public projects. In general, the Act is intended to promote uniformity of the cost accounting standards and bidding procedures on construction work performed or contracted by public entities in California.

The Code establishes statutory requirements for the contracting of public projects. The CUPCCAA raises the threshold for the informal and formal bidding processes for electing public agencies. Higher thresholds will benefit the District by reducing the cost incurred for developing and managing a formal bidding process and will assist in streamlining project implementation.

The following table compares bidding requirements under the District's current statutory requirements and CUPCCAA:

Public Contract Code	No Bidding Requirements	Informal Bidding Requirements	Formal Bidding Requirements
Current Requirements	Projects ≤ \$25,000	N/A	Projects > \$25,000
CUPCCAA	Projects ≤ \$60,000	Projects > \$60,000 & ≤ \$200,000	Projects > \$200,000

The Act applies to any public agency whose governing board has, by resolution, elected to become subject to the uniform construction cost accounting procedures set forth in Article 2 (commencing with Section 22010) and which has notified the State Controller of that election, as set forth in section 22030 of the Code. The District is a California special district formed under the Community Services District Law (Govt. Code §61100 et seq.) and qualifies as a "public agency" under the Act.

As a participating agency, the District would benefit by raising the threshold for its informal and formal bidding processes. The District almost exclusively performs small projects or maintenance and often has a single contractor that responds to its formal bid notices. Opting to operate under the Act would allow the District to negotiate contracts for construction work under \$60,000, procuring a contractor using a purchase order, or undertake the work by the District's work force account. The Act will also allow for an informal bid process for projects with a value between \$60,000 and \$200,000. These contracts can be awarded at staff level when the required District developed bidder's list and trade journals if necessary are included in soliciting bids, and thereby meet the competitive bidding process without further solicitation. The only time a formal bid process would be required would be for projects that exceed \$200,000, which the District does not typically conduct.

Resolution to Become Subject to the Act

As discussed above, the Act applies to any public agency whose governing board has, by resolution, elected to become subject to it. A copy of the resolution must be filed with the State Controller's office (Section 22030).

Ordinance Amended and Restating Chapter 3 of the District Code

The District Code was first adopted in January 2010. Chapter 3 of the District Code pertains to the District's Purchase Policy and Procedures.

Any public agency who elects to become subject to the Act must enact an ordinance to govern the informal bidding process to govern selection of contractors for projects that are greater than \$60,000 and less than \$200,000 (Section 22034.) Additionally, if the Board chooses to become subject to the Act, Chapter 3 of the District Code must be updated to include provisions governing the bidding processes under the Act for all projects and maintenance. The proposed Amendment to Chapter 3 includes all relevant provisions that are necessary for the District to conduct bidding and award contracts under the Act.

Attachments

- Draft Resolution No. 2023-01
- Draft Ordinance No. 2023-01
- Draft Exhibit A to Ordinance No. 2023-01

RESOLUTION No. 2023 -01

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE SQUIRE CANYON COMMUNITY SERVICES DISTRICT
ELECTING TO BECOME SUBJECT TO THE CALIFORNIA UNIFORM PUBLIC
CONSTRUCTION COST ACCOUNTING PROCEDURES**

WHEREAS, prior to the passage of Assembly Bill No. 1666, Chapter 1054, Statutes of 1983, which added Chapter 2, commencing with Section 22000, to Part 3 of Division 2 of the Public Contract Code, existing law did not provide a uniform cost accounting standard for construction work performed or contracted by local public agencies; and

WHEREAS, Public Contract Code Section 22000 et seq., The Uniform Public Construction Cost Accounting Act ("Act"), establishes such a uniform cost accounting standard; and

WHEREAS, the Commission established under the Act has developed uniform public construction accounting procedures for implementation by local public agencies in the performance of or in contracting for construction of public projects; and

WHEREAS, it is in the public interest for the District to adopt the Act.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE SQUIRE CANYON COMMUNITY SERVICES DISTRICT DOES RESOLVE AS FOLLOWS:

1. The Board of Directors hereby elects under Public Contract Code Section 22030 to become subject to the uniform public construction cost accounting procedures set forth in the Act and the Commission's policies and procedures manual and cost accounting review procedures, as they may be amended from time to time.
2. The General Manager is directed to notify the State Controller forthwith of this election.
3. This Resolution shall take effect upon its adoption.

On the motion of Director _____, seconded by
Director _____ and on the following roll call vote, to wit:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

The foregoing resolution is hereby passed, approved and adopted by the Board of Directors of the Squire Canyon Community Services District this ___ day of _____, 2023.

President

ATTEST:

APPROVED AS TO FORM:

DRAFT

SQUIRE CANYON COMMUNITY SERVICES DISTRICT

ORDINANCE No. 2023 -01

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE SQUIRE CANYON COMMUNITY SERVICES DISTRICT (DISTRICT) AMENDING AND RESTATING CHAPTER 3 OF THE DISTRICT CODE REGARDING THE CALIFORNIA UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (ACT)

WHEREAS, the District is organized under Government Code section 61000 as a Community Services District and has the authority to acquire, construct, improve, and maintain streets, roads, rights-of-way, bridges, culverts, drains, burbs, gutters, sidewalks, and any incidental works within its boundaries; and

WHEREAS, the Board acknowledges that updating the District Code from time to time to reflect changes in policies and procedures is warranted; and

WHEREAS, the Board of Directors recognizes that providing clear guidance when procuring materials and services is essential; and

WHEREAS, Assembly Bill No. 1666, Chapter 1054, Statutes of 1983, added Chapter 2, commencing with Section 22000, to Part 3 of Division 2 of the Public Contract Code, provides for a uniform cost accounting standard for construction work performed or contracted by local public agencies; and

WHEREAS, the Act is intended to promote uniformity of the cost accounting standards and bidding procedures on construction work performed or contracted by public entities in California; and

WHEREAS, as a participating agency, the District benefits by raising the threshold for its informal and formal bidding processes which will reduce the cost incurred for developing and managing a formal bidding process and streamline project implementation; and

WHEREAS, the Board of Directors has noticed this public meeting pursuant to all legal requirements and has considered the Staff Report and public testimony regarding the adoption of this Ordinance.

NOW, THEREFORE BE IT RESOLVED, THE BOARD OF DIRECTORS OF THE SQUIRE CANYON COMMUNITY SERVICES DISTRICT HEREBY ORDAINS AS FOLLOWS:

Section 1. Authority

This Ordinance is enacted pursuant to the California Government Code section 61060.

Section 2. Amendment and Restatement of Chapter 3 the District Code

Chapter 3 of the District Code is hereby amended and restated as provided in **Exhibit A**, attached hereto and incorporated herein by reference.

Section 3. Findings

The Board of Directors hereby finds and determines as follows:

The proposed changes to the District Code are necessary to update the District's purchase policies and procedures.

Section 4. Repeal of Prior Ordinances and Resolutions

All Ordinances, sections of Ordinances, and Resolutions that are inconsistent with Section 2 of this Ordinance are **hereby repealed**.

Section 5. Incorporation of Recitals

The Recitals are true and correct and incorporated here by this reference.

Section 6. Severance Clause

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, ineffective or in any manner in conflict with the laws of the United States, or the State of California, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of the District hereby declares that it would have passed this Ordinance and each section, subsection, sentences, clause and phrase thereof, irrespective of the fact that any one or more sections, subsection, sentence, clause or phrase be declared unconstitutional, ineffective, or in any manner in conflict with the laws of the United States or the State of California.

Section 7. Effect of Headings in Ordinance

Title, divisions, part, chapter, article, and section headings contained herein do not in any manner affect the scope, meaning, or intent of the provisions of this Ordinance.

Section 8. Effective Date

This Ordinance shall take effect thirty (30) days from the date of its passage hereof. Before the expiration of fifteen (15) days after the adoption of this Ordinance, **Exhibit A** shall be published once with the names of the members of the Board of Directors voting for and against the Ordinance in a newspaper of general circulation within the District.

Introduced at its regular meeting of the Board of Directors held on January 10, 2023, and passed and adopted by the Board of Directors of the Squire Canyon Community Services District on ___ day of _____ 2023, by the following roll call vote, to wit:

Upon motion of Director _____, seconded by Director _____, and on the following roll call vote, to wit:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

President

ATTEST:

APPROVED AS TO FORM:

DRAFT